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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/701,183	11/04/2003	Hylke Akkerman	LU05004USU	5025
51029	7590	06/09/2009		
Jay M. Brown 6409 Fayetteville Road Suite 120-306 Durham, NC 27713			EXAMINER NGUYEN, THANH T	
			ART UNIT 2893	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: HYLKE AKKERMAN and HOWARD EDAN KATZ

Appeal No. 2009-003535
Application 10/701,183
Technology Center 2800

Mailed: June 9, 2009

ORDER REMANDING TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on June 25, 2008. Upon review of the application, it has been determined that a remand to Examiner, via the Office of the Director of the Technology Center, is necessary to consider the following issues and to take necessary corrective action.

EXAMINER'S ANSWER, MISSING REFERENCE

The Examiner relied on the reference(s) Klauk et al., "High-Mobility Polymer Gate Dielectric Pentacene Thin Film Transistors" Journal of Applied Physics, vol. 92, No. 9 (Nov. 1, 2002), pp. 5259-5263 in rejecting the claims. The above noted reference is not of record in the Image File Wrapper (IFW).

POWER OF ATTORNEY

Appellant(s) filed a Power of Attorney dated April 23, 2008. There is no indication on the record that the Examiner has considered the above Power of Attorney.

CONCLUSION

Accordingly, it is

ORDERED that this application be returned to the Examiner:

- 1) to obtain the above noted reference;
 - 2) to complete the IFW by having the missing reference obtained scanned into the IFW file;
 - 3) to provide copies of the missing reference obtained to Appellants;
 - 4) to consider the Power of Attorney filed April 23, 2008 as required;
- and
- 5) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

Appeal No. 2009-003535
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DMS/nhl

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